

MESSAGE NO: 4195111 MESSAGE DATE: 07/14/1994

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-825

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/14/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING DUTY ORDER FOR SEBACIC ACID FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC) (A-570-825)

MESSAGE NO: 4195111

DATE: 07 14 1994

CATEGORY: ADA

TYPE: ORD

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 825

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PERIOD COVERED: 07 14 1994 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: ANTIDUMPING DUTY ORDER FOR SEBACIC ACID FROM THE
PEOPLE'S REPUBLIC OF CHINA (PRC) (A-570-825)

1. THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL REGISTER ON JULY 14, 1994, THE ANTIDUMPING DUTY ORDER ON SEBACIC ACID FROM THE PRC.

2. THE PRODUCTS COVERED BY THIS ORDER ARE ALL GRADES OF SEBACIC ACID, A DICARBOXYLIC ACID WITH THE FORMULA $(CH_2)_8(COOH)_2$, WHICH INCLUDE BUT ARE NOT LIMITED TO CP GRADE (500PPM MAXIMUM ASH, 25 MAXIMUM APHA COLOR), PURIFIED GRADE (1000PPM MAXIMUM ASH, 50 MAXIMUM APHA COLOR), AND NYLON GRADE (500PPM MAXIMUM

ASH, 70 MAXIMUM ICV COLOR). THE PRINCIPAL DIFFERENCE BETWEEN THE GRADES IS THE QUANTITY OF ASH AND COLOR. SEBACIC ACID CONTAINS A MINIMUM OF 85 PERCENT DIBASIC ACIDS OF WHICH THE PREDOMINANT SPECIES IS THE C10 DIBASIC ACID. SEBACIC ACID IS SOLD GENERALLY AS A FREE-FLOWING POWDER/FLAKE. SEBACIC ACID HAS NUMEROUS INDUSTRIAL USES, INCLUDING THE PRODUCTION OF NYLON 6/10 (A POLYMER USED FOR PAINTBRUSH AND TOOTHBRUSH BRISTLES AND PAPER MACHINE FELTS), PLASTICIZERS, ESTERS, AUTOMOTIVE COOLANTS, POLYAMIDES, POLYESTER CASTINGS AND FILMS, INKS AND ADHESIVES, LUBRICANTS, AND POLYURETHANE CASTING AND COATINGS.

SEBACIC ACID IS CURRENTLY CLASSIFIABLE UNDER SUBHEADING 2917.13.00.00 OF THE HTSUS. ALTHOUGH THE HTSUS

SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS ORDER IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER (A-570-825).

4. THE INTERNATIONAL TRADE COMMISSION (ITC) FOUND THAT A U.S. INDUSTRY IS THREATENED WITH MATERIAL INJURY BY REASON OF IMPORTS OF SEBACIC ACID FROM THE PRC. THE ITC DETERMINED, PURSUANT TO SECTION 735(B)(4)(B) OF THE ACT THAT IT WOULD NOT HAVE FOUND MATERIAL INJURY BUT FOR THE SUSPENSION OF LIQUIDATION OF ENTRIES OF SEBACIC ACID FROM THE PRC. THEREFORE, THE SPECIAL RULE PROVISION OF SECTION 736(B)(C) APPLIES.

5. THEREFORE, THE U.S. CUSTOMS SERVICE SHALL TERMINATE SUSPENSION OF LIQUIDATION FOR ENTRIES OF SEBACIC ACID FROM THE PRC ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION BEFORE

JULY 13, 1994, THE DATE THE ITC PUBLISHED ITS FINAL DETERMINATION, AND SHALL RELEASE ANY BOND OR OTHER SECURITY, AND RETURN ANY CASH DEPOSIT POSTED TO SECURE THE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES WITH RESPECT TO THESE ENTRIES.

INTEREST PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930 DO NOT APPLY.

6. THE DEPARTMENT WILL DIRECT U.S. CUSTOMS OFFICERS TO ASSESS ANTIDUMPING DUTIES EQUAL TO THE AMOUNT BY WHICH THE FOREIGN MARKET VALUE OF THE MERCHANDISE EXCEEDS THE UNITED STATES PRICE FOR ALL ENTRIES OF SEBACIC ACID FROM THE PRC. ANTIDUMPING DUTIES WILL BE ASSESSED ON ALL UNLIQUIDATED ENTRIES OF SEBACIC ACID FROM THE PRC ENTERED OR WITHDRAWN FROM THE WAREHOUSE FOR CONSUMPTION

ON OR AFTER JULY 13, 1994. EFFECTIVE JULY 14, 1994, CUSTOMS OFFICERS MUST REQUIRE, AT THE SAME TIME AS IMPORTERS WOULD NORMALLY DEPOSIT ESTIMATED DUTIES, THE FOLLOWING CASH DEPOSITS ON THE SUBJECT MERCHANDISE. AS NOTED BELOW, THE PRC COUNTRY-WIDE RATE APPLIES TO ALL PRC COMPANIES NOT SPECIFICALLY LISTED BELOW.

| MANUFACTURER/ EXPORTER | ID NUMBER | WEIGHTED-AVERAGE MARGIN PERCENTAGE |
|---------------------------|-----------|---------------------------------------|
|---------------------------|-----------|---------------------------------------|

SINOCHEM INTERNATIONAL CHEMICALS COMPANY

| | |
|---------------|--------|
| A-570-825-001 | 43.72% |
|---------------|--------|

SINOCHEM JIANGSU IMPORT/EXPORT CORP.

| | |
|---------------|--------|
| A-570-825-002 | 85.48% |
|---------------|--------|

TIANJIN CHEMICALS IMPORT/EXPORT CORP.

| | |
|---------------|--------|
| A-570-825-003 | 59.67% |
|---------------|--------|

GUANGDONG CHEMICALS IMPORT/EXPORT CORP.

| | |
|---------------|--------|
| A-570-825-004 | 57.00% |
|---------------|--------|

PRC COUNTRY-WIDE RATE

| | |
|---------------|---------|
| A-570-825-000 | 243.40% |
|---------------|---------|

7. ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS

SHOULD BE DIRECTED THROUGH THE REGIONAL ANTIDUMPING/

COUNTERVAILING DUTY COORDINATOR, TRADE COMPLIANCE DIVISION,
ANTIDUMPING/COUNTERVAILING DUTY BRANCH BY EMAIL TO ATTRIBUTE "HQ
OAB". OTHER INTERESTED PARTIES SHOULD CONTACT BRIAN SMITH,
OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION,
INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE,
TELEPHONE (202) 482-1766.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION

NANCY MCTIERNAN

NOTE: THIS MESSAGE WAS INADVERTENTLY NOT POSTED TO ADIL BECAUSE
THE PERIOD COVERED IN THE HEADER WAS NOT CORRECTLY COMPLETED SO
HAS BEEN POSTED TO ADIL ON NOVEMBER 26, 2009. THE ORIGINAL
MESSAGE WAS SENT TO REGIONAL DIRECTORS, COMMERCIAL OPERATIONS,
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS, NOT DIRECTORS, FIELD
OPERATIONS AND PORT DIRECTORS. DIRECTOR, TRADE COMPLIANCE
DIVISION IS NOW SHOWN AS DIRECTOR, SPECIAL ENFORCEMENT. THE
BALANCE OF THE TEXT AND INFORMATION REMAINS UNCHANGED. THIS
MESSAGE WITH THE CORRECTED HEADER HAS BEEN POSTED TO THE
ADD/CVD SEARCH APPLICATION ON CBP.GOV.

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party